

DOWD, J.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

Giant Eagle, Inc., et al.,	)	
	)	CASE NO. 04:06CV0432
Appellants/ Cross-Appellees	)	
	)	
v.	)	<u>JUDGMENT ENTRY</u>
	)	
Phar-Mor, Inc.,	)	
	)	
Appellee/Cross-Appellant	)	
	)	

For the reasons stated in the Memorandum Opinion filed contemporaneously with this Judgment Entry, it is hereby ORDERED, ADJUDGED and DECREED that the January 5, 2006 Order of the Bankruptcy Court in Bankruptcy Case No. 01-44007 is AFFIRMED.

IT IS SO ORDERED.

July 28, 2006  
Date

/s/ David D. Dowd, Jr.  
David D. Dowd, Jr.  
U.S. District Judge